

Hearing Date/Time—Thursday, January 15, 2004, 10 a.m.  
Objection Deadline—Monday, January 12, 2004

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

In Re ENRON CORPORATION  
SECURITIES, DERIVATIVE &  
“ERISA” LITIGATION,

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MDL 1446

United States Courts  
Southern District of Texas  
FILED

DEC 18 2003

Michael H. Milby, Clerk.

MARK NEWBY, ET AL.,

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Plaintiffs

vs.

CIVIL ACTION NO. H-01-3624  
CONSOLIDATED CASES

ENRON CORPORATION, ET AL.,

Defendants.

PAMELA M. TITTLE, on behalf of  
herself and a class of persons  
similarly situated, et al.,

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Plaintiffs

vs.

CIVIL ACTION NO. H-01-3913  
CONSOLIDATED CASES

ENRON CORP., an Oregon  
Corporation, ET AL.,

Defendants.

AMERICAN NATIONAL INSURANCE  
COMPANY, ET AL.,

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Plaintiffs

vs.

CIVIL ACTION NO. G-02-585

ARTHUR ANDERSEN LLP, ET AL.,

Defendants.

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AMERICAN NATIONAL INSURANCE  
COMPANY, ET AL.,

Plaintiffs

vs.

CITIGROUP, INC., ET AL.,

Defendants.

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CIVIL ACTION NO. G-02-723

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JACOB BLAZ, On Behalf of Himself  
and All Others Similarly Situated,

Plaintiff

vs.

ROBERT A. BELFER, ET AL.,

Defendants.

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CIVIL ACTION NO. H-02-1150

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MARY BAIN PEARSON, ET AL.,

Plaintiffs

vs.

ANDREW S. FASTOW, ET AL.,

Defendants.

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CIVIL ACTION NO. H-02-3786

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FRED A. ROSEN, ET AL.,

Plaintiffs

vs.

ANDREW S. FASTOW, ET AL.,

Defendants.

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CIVIL ACTION NO. H-02-3787

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in recent filings by the Enron Examiner and the ENA Examiner, Debtor's Complaint adds claims against three financial institutions that are not currently subject to the Courts' May 28, 2003 mediation order: Toronto Dominion, Royal Bank of Scotland, and Royal Bank of Canada. In keeping with the Courts' original goal of including all financial institutions against whom claims have been brought in the mediation process, Debtor asks these Courts to supplement their June 28, 2003 order by requiring Credit Suisse First Boston, Inc., Toronto-Dominion Bank, Royal Bank of Scotland plc, and Royal Bank of Canada to participate fully in the mediation.

Debtor has consulted with counsel for the financial institutions currently involved in the mediation, as well as counsel in the *Newby* case, as to their position on this motion. Debtor is authorized to represent that counsel for the financial institutions takes no position, and counsel for *Newby* does not oppose it.

December 18, 2003

Respectfully submitted,

/s/ H. Lee Godfrey

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Attorneys for Enron Corp.

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **DEBTORS' MOTION TO ADD ADDITIONAL PARTIES TO MEDIATION** was served on the following counsel by E-mail on December 18, 2003:

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